

OBEYED THE VOICE OF THE ALMIGHTY

Apostle Lyman Says the Man-
ifesto Was a Rev-
elation.

CAME FROM THE
LORD TO THE CHURCH

They Could Not Knuckle to
Moses Thatcher.

Had His Brethren Admitted That He
Was Right and They Were Wrong,
the Entire Church Would Have
Had to Be Turned Over to Him—
Judge De La Mare, Lately Dis-
cussed at Tooele, Speaks For
Himself—Apostle Lyman Admits
That He Is Alone Responsible For
the Action Taken, But Says the
Members of the Church Must En-
dorse Every Sentiment of the
Late Manifesto or Nothing.

TOOELE, April 28.—The sensation
in the conference of this stake occurred
yesterday afternoon.

Yesterday morning when the stake
presidency prepared the list of officers
and organizations to be sustained by
vote of the people the name of J. C. De
La Mare was among those of alternate
high councilmen, but when Apostle Ly-
man read off those names he suppressed
that of Mr. De La Mare. In the after-
noon Mr. Lyman stated to the audi-
ence that he had suppressed Mr. De
La Mare's name of his own accord, but
now he proposed that the people should
assume the responsibility and said:

"All who favor suspending Brother
De La Mare from his position, as high
councilman, make it manifest by—"

DE LA MARE APPEARS.

At this moment Mr. De La Mare arose
and asked permission to say a few
words in his own behalf. Having per-
mission granted he stated that he
could heartily endorse the major part
of the manifesto, but wherein it states
that any insinuation that was made
last fall that church officials had used
church influence in politics was "ut-
terly false," he could not endorse and
could prove, if given an opportunity,
that that part of the

MANIFESTO WAS FALSE.

Mr. De La Mare asked the audience
to be not hasty in the action it took
against him, at this time, for he had
had no intimation whatever that he
was to be thus summarily dealt with;
but that he thought it was only follow-
ing out a well defined programme in-
augurated with the arbitrary dealings
with the Hon. Moses Thatcher.

After this explanation, the vote was
taken with the result that not more
than 20 or 25 hands were raised in the
affirmative, out of an audience of 200
or 250, and 8 or 10 votes in the negative.
A number who voted against Mr. De
La Mare

EXPRESSED THEIR SORROW

at having thus voted and when asked
why they thus voted said: "We voted
for the manifesto and thought we had
to vote against Brother De La Mare or
be considered backsliding."

Apostle Lyman then stated that the
reason he took action then, was that
he was going to be gone from Tooele
for some time, and he wanted the mat-
ter attended to now. He also said:
"If I have done wrong in this matter
Brother De La Mare can apply to the
high council and then to the presi-
dency of the church for redress;" how-
ever he (Lyman) would state to the
presidency what he had done and if
they did not approve of it he would
come right back and reinstate Brother
De La Mare.

Mr. Lyman then spoke on the objec-
tion raised by Mr. De La Mare to the
manifesto and said the Saints "must
endorse every sentiment of it or noth-
ing," that he (Lyman) knew what he
was about; that this manifesto was

A REVELATION FROM GOD

to the presidency of the church, and
that all who fought against it, fought
against the word of God.

Mr. Lyman then read extracts from
the Doctrine and Covenants to show
that all those who betray their brethren
are worthy of the most severe con-
demnation.

Then, referring to the Hon. Moses
Thatcher, but without mentioning him,
he said: "If this man, standing as
he is, opposed to his united brethren in
this matter, should prove himself to
be right, and his brethren, the presi-
dency, the twelve and the council of
seventies, to be wrong, then the high

officers of the church would be com-
pelled

TO KNUCKLE TO HIM,

and the whole church would have to be
turned over to him."

The intelligent Mormons in this part
of the state think that before an offi-
cial in the church should be suspended,
he should at least be presented with a
statement of his offending, and after
due deliberation and sound reason-
ing, with patience, persuasion and brotherly
love, the erring one be still
obdurate, then and then only, with
sorrowful hearts, should the officers
and people feel justified in suspending
the erring.

Surely the sectarians furnish worthy
examples of charity and just treatment
in such matters.

TRAIN DITCHED.

Fourteen Persons More or Less Badly

Injured—Caused By a Washout.

CEDAR RAPIDS, Iowa, April 28.—Pas-
senger train No. 2 on the Illinois Cen-
tral leaving Waterloo at 1:15, and hav-
ing this morning several extra coaches
conveying visitors to the state G. A. R.
encampment at Cedar Rapids, was
ditched here by a washout half a mile
east of Raymond. The storm causing the
accident was the heaviest in years. The
train was running at a high rate of
speed when the accident occurred. Sev-
eral cars were telescoped and badly
smashed. Fourteen persons were injured,
more or less severely, the one most se-
riously being Charles Baldwin, an en-
gineer on the road, but a passenger on
the train. The passengers are unable to
tell by what fortunate circumstance a
great disaster was averted. The injured
persons were taken to Waterloo for medi-
cal treatment. The remaining passengers
were sent to Cedar Falls for connection
with the Cedar Rapids and Northern
special to the encampment, arriv-
ing at Cedar Rapids at noon.

BOSTON WOOL.

But Little Change in the Market

This Week.

BOSTON, April 28.—There is not
much change in the wool market this
week. The following are the quotat-
ions for the leading descriptions:
Territory wools—Montana fine me-
dium and fine, 10 1/2; scoured price, 33c;
Utah, Wyoming, etc., fine medium and
fine, 9 1/2; scoured price, 31 1/2 c.
California wools—Northern spring, 10
1/2; scoured price, 30 1/2 c.; middle com-
bing, spring, 10 1/2; scoured price, 30 1/2 c.
Australia—Scoured basis, com-
bing superfine, 48 1/2; combing,
good, 43 1/2; combing, average, 40 1/2
c.

HIT THE BULL'S EYE.

EFFECTIVE WORK BY THE PIONEER

ELECTRIC POWER CO.

A Railway Franchise Secured Which

Will Enable Work to Make Rapid

Progress on Their Works in Ogden

Canyon

(Special to The Herald.)

OGDEN, April 28.—A trump card was
played by the Pioneer Electric Power
company today in the game is has been
playing to secure a right of way for
power lines and pipe line works. At first
they proposed to construct the track
from Five Points, but owners of prop-
erty asked immense sums for the priv-
ilege, and under the recently enacted
law, condemnation proceedings cannot
be successful without the expenditure
of much money and months of time.

The company suddenly changed front
and applied for a right of way up a
public street. A special meeting of the
city council was quickly called this af-
ternoon by the mayor for tonight. All
were present except Greenwell and
Wardleigh, the latter being in Salt
Lake attending the K. P. celebration.
Conroy was president pro tem, and the
mayor said that the meeting was called
at the request of the Pioneer Elec-
tric Power company's officers, as their
attorney, Judge King, had a petition to
present. This petition was read and
recited that the company was con-
structing works where vast quantities
of steel and iron machinery, together
with heavy timbers, lumber and other
material would be used. The iron and
steel material used in this enterprise
would aggregate 10,000 tons, and a rail-
road was needed. Therefore, the com-
pany asked for a franchise to construct
a railroad up Twelfth street, from the
Utah & Northern tracks to the end of
the street, as a right of way from that
point on to the power house site had
been secured already from private
owners. The company offered to pay
all expenses and leave the matter open
for the council to rest it in any way
and at any time that the council
might see fit. The franchise asked for
is only temporary until the works can
be completed in a reasonable time, and
the company was willing to leave it
with the council to say when a reason-
able time had elapsed. Ash moved that
the committee on laws and city attor-
ney be instructed to draft such an or-
dinance. It developed that the city at-
torney had been in consultation and an
ordinance was already drafted cover-
ing the request in the petition. It made
the construction and operation of the
road subject at all times to the city
council and the city engineer and pro-
vided that work should begin within
thirty days, the road to be completed
within sixty days. It is to be without
switches and of single track.

Councilman M. L. Jones, who lives on
Twelfth street, opposed the ordinance,
and suggested Seventeenth street as a
much more feasible route. He also op-
posed it on the ground that the com-
pany might acquire a permanent right
to the right of way or one which they
might hold indefinitely.

Judge King and George J. Marsh ex-
plained the matter to the satisfaction
of all councilmen except M. L. Jones.
Under suspension of the rules the or-
dinance passed the first, second and
third readings. It was signed by the
mayor and will be published at once.
Work will begin on the road today. Ten
cars of material have already arrived
for the pipe line work. The freight is
mostly heavy timbers and lumber for
boiler house and work shops, which
will be constructed at the mouth of the
canyon for the preparation of the pip-
ing.

Rhodes Bros. will begin the con-
struction on the foundations this week.

THE LETTERS INTRODUCED

Original Communications of
Hayken to Andrews
& Company.

SURPRISES THE DEFENSE,

Who Expected Only the Photo-

graphs to Be Presented.

Motion to Exclude Them Is Over-

ruled By Hiles—They Are Ident-

ified By Arthur M. Flossler. For-

merly a Clerk Employed By An-

dreus and Prove Damaging Evi-

dence to the Defense—Flossler

Denies That He Stole the Letters—

Was Offered a Position Here By

Whittemore.

There was a slight delay in the com-
mencement of the Hayken trial yester-
day morning, owing to several wit-
nesses for the prosecution being late.
The court assembled at 9:30 o'clock,
half an hour earlier than usual, and
this arrangement not being under-
stood by some of the witnesses account-
ed for their tardiness.

The sensation of the day was the of-
fering in evidence of the original let-
ters written from Salt Lake by Hay-
ken to Andrews & Co. at Chicago. The
defense did not expect that the origi-
nal letters would be offered as evi-
dence, but when the introduction of the
photographs of the originals, which
it was known the county attorney had
obtained, it was therefore in the nature
of a body blow when the originals were
presented.

The theory of the defense was that
the originals had been stolen from
Andrews & Co.'s office by the conniv-
ance of the county attorney, and that
the prosecution would not dare to pre-
sent them, but would offer the photo-
graphs, and these, according to the
rules of evidence, the defense relied on
having excluded.

The defendant's counsel made a fight
to have the originals excluded, but this
was overruled, Judge Hiles holding
that so much of them as were in the
possession of the county attorney, and
the defendant's counsel made a fight
to have the originals excluded, but this
was overruled, Judge Hiles holding
that so much of them as were in the
possession of the county attorney, and

THE PROCEEDINGS.

When court met, County Attorney

Whittemore read to the jury the two

contracts for the furniture between

Andrews & Co. and Salt Lake county,

one bearing date of March 5, 1894,

and the other, dated May 7,

1894, amounting to \$30,375.55. Both were

signed by the three ex-selectmen, Bam-

berger, Morris and Cahoon on behalf of

the county. Assistant County Attorney

Nye then read the specifications of the

at least a part of them. It was a long,

wearisome document, and after Mr.

Nye had for half an hour laboriously

read minute descriptions of the kind of

furniture which was to be supplied,

how it was to be put together, and a

great deal of similar minutiae, Judge

Hiles inquired of the county attorney

where the originals of these details

came in. Mr. Whittemore attempted to

explain, but further reading of the de-
tails was dispensed with.

EX-COUNTY CLERK MELOY.

H. V. Meloy, ex-county clerk, recalled,

in reply to Mr. Whittemore, said he

was familiar with the handwriting

of Mr. Hayken, and that in a large bundle

of letters, the originals of those writ-
ten by Hayken to Andrews & Co., the

photographs of which were exhibited

frequently by the county attorney, the

witness said he believed they were in

the handwriting of Martin Hayken.

R. R. Andrews, also identified the

letters as being in the handwriting of

Hayken, with which he said he was fa-
miliar.

ARTHUR FLOSSLER'S STORY.

Arthur M. Flossler, a young man,

said he worked in Andrews & Co.'s in

Chicago as mail clerk for about five

years, and up to October 4, 1893. His

duty was to file all letters received,

mail letters, etc. Had known Hayken

for four years. Shown the bundle of

letters he said he had seen them in

Andrews & Co.'s office; they were in

the handwriting of Hayken. Witness

had filed some of the letters away

when he worked in Andrews & Co.,
but not all of them.

Witness' attention was called to cer-
tain slips attached to some of the let-
ters, which slips contained memoranda
which he said was in the handwriting
of Mr. Carey, Mr. Holbrook and Mr.
Blum. The memoranda on the slips
were "J. R. M., \$2,000; J. R. M., \$1,000;
J. R. M., \$2,000."

J. R. M. is presumed to refer to Jo-
seph R. Morris, whom Hayken is
charged with bribing.

CROSS-EXAMINED.

Cross-examined by Judge Henderson,

witness said he was 29 years of age.

Had worked in Andrews & Co.'s place

first as errand boy, then as mailing

clerk. He also arranged and filed let-
ters received. Was engaged in that

department for about three years. The

letters with slips and memoranda at-
tached were shown in Mr. Holbrook's

desk. He read the letters and put them
back in the drawer.

"Was it part of your duties to read
the letters?" asked counsel.

"Yes, I just read them for amuse-
ment."

"Was that a habit of yours?"

"I used to read Hayken's letters be-
cause there were little jokes in them."

"Did you file Hayken's letters?"

"Not those with the slips attached
and others that Mr. Holbrook said he
didn't want filed. I don't know what
happened to them."

"How do you know anything happen-
ed to them?"

"I see they are here now."

"How did they come here?"

"Yes, Mr. Nye said they were after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"

"In November last."

"I don't know. I never saw them after
I put them back in Holbrook's desk
until now."

"Did any of the members of the An-
dreus firm ask you about them?"

"Yes, Mr. Nye said they were miss-
ing from the office."

"When were you subpoenaed to come
here?"